

June 23, 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: RE39,198 E
Issued: July 18, 2006
Inventor: Joseph T. Strupczewski; Grover C. Helsley; Yulin Chiang;
Kenneth J. Bordeau; Edward J. Glamkowski
Title: HETEROARYLPIPERIDINES, PYRROLIDINES AND PIPERAZINES AND
THEIR USE AS ANTIPSYCHOTICS AND ANALGESICS
Atty. Docket No.: P25,984 REI

Office of Petitions
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION

Sir:

Applicants request respectfully reconsideration of the Patent Office decision set forth in the Patent Office communication dated April 23, 2009 (hereafter “the Communication”).

By Petition dated February 9, 2007, applicants requested the issuance of a corrected patent for the above-identified patent pursuant to 37 CFR 1.322(b). It is assumed that the Communication is intended to address applicants’ Petition. (There is no reference in the Communication to the Petition.) The Communication refers to

applicants' request for the issuance of a certificate of correction, but applicants have not requested the issuance of a certificate of correction. To the contrary, as pointed out in the Petition, applicants believe the issuance of a certificate of correction in the present situation is inappropriate and have pointed out the reasons why the issuance of a corrected patent would be the appropriate course of action.

Accordingly, applicants request that the Patent Office consider the request set forth in the Petition and act favorably thereon by issuing a decision that a corrected patent will be issued.

As a further commentary on the Communication, the substance of the second paragraph thereof (beginning with the term "Respecting") is not understood.

Respectfully submitted,

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